

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed**

**Rule making related to child care assistance**

The Human Services Department hereby amends Chapter 170, “Child Care Services,” Iowa Administrative Code.

*Legal Authority for Rule Making*

This rule making is adopted under the authority provided in Iowa Code section 234.6.

*State or Federal Law Implemented*

This rule making implements, in whole or in part, Iowa Code section 234.6 and the federal Child Care and Development Block Grant.

*Purpose and Summary*

These amendments revise the Child Care Assistance (CCA) fee chart based on the new federal poverty levels (FPL) in accordance with the Child Care and Development Block Grant. These amendments also update rules regarding temporary-lapse policy and add a wait list exemption for homeless families.

*Public Comment and Changes to Rule Making*

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on February 28, 2018, as **ARC 3651C**. The Department received no comments during the public comment period. No changes from the Notice have been made.

*Adoption of Rule Making*

This rule making was adopted by the Council on Human Services on April 11, 2018.

*Fiscal Impact*

This rule making has a fiscal impact of \$100,000 annually or \$500,000 over five years to the State of Iowa. Detailed assumptions and descriptions about how the estimates were derived may be obtained from the Department upon request.

*Jobs Impact*

After analysis and review of this rule making, no impact on jobs has been found.

*Waivers*

This rule making does not provide a specific waiver authority because families may request a waiver of these provisions in a specified situation under the Department’s general rule on exceptions at rule 441—1.8(17A,217).

*Review by Administrative Rules Review Committee*

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

*Effective Date*

This rule making will become effective on July 1, 2018.

The following rule-making actions are adopted:

ITEM 1. Rescind subparagraph **170.2(2)“b”(9)** and adopt the following new subparagraph in lieu thereof:

(9) Family eligibility shall continue during an approved certification period when a temporary lapse in need for service for a parent established under this subparagraph occurs. A temporary lapse is defined as:

1. Any time-limited absence from work or a training or education program for a parent due to:
  - Need to care for a family member.
  - An illness.
  - Maternity leave.
  - Family Medical Leave Act (FMLA) situations for household members.
  - Participation in a treatment/rehabilitation program.
2. Any reduction in employment or education/training hours that fall below the minimum number required at 170.2(2) “b”(1), (2) or (8) as long as the parent continues to work or attend training or education.
3. Any student holiday or break for a parent participating in training or education.
4. Any interruption in work for a seasonal worker who is not working between regular industry work seasons.
5. Any other cessation of work or attendance at a training or education program that does not exceed three months.

ITEM 2. Amend paragraph **170.2(3)“b”** as follows:

*b. Exceptions to priority groups.* The following are eligible for child care assistance notwithstanding waiting lists for child care services:

- (1) Families with protective child care needs.
- (2) Recipients of the family investment program or those whose earned income was taken into account in determining the needs of family investment program recipients.
- (3) Families that receive a state adoption subsidy for a child.
- (4) Families that are experiencing homelessness.

ITEM 3. Amend subparagraph **170.4(2)“a”(1)** as follows:

(1) The fee schedule shown in the following table is effective for eligibility determinations made on or after July 1, ~~2017~~ 2018:

Monthly Income According to Family Size														Unit Fee Based on Number of Children in Care		
Level	1	2	3	4	5	6	7	8	9	10	11	12	13+	1	2	3 or more
A	\$955	\$1,286	\$1,617	\$1,948	\$2,279	\$2,610	\$2,940	\$3,272	\$3,602	\$3,933	\$4,265	\$4,595	\$4,926	\$0.00	\$0.00	\$0.00
	\$961	\$1,303	\$1,645	\$1,987	\$2,329	\$2,671	\$3,013	\$3,355	\$3,697	\$4,039	\$4,381	\$4,723	\$5,065			
B	\$1,005	\$1,354	\$1,702	\$2,050	\$2,399	\$2,747	\$3,095	\$3,444	\$3,792	\$4,140	\$4,489	\$4,837	\$5,185	\$0.20	\$0.45	\$0.70
	\$1,012	\$1,372	\$1,732	\$2,092	\$2,452	\$2,812	\$3,172	\$3,532	\$3,892	\$4,252	\$4,612	\$4,972	\$5,332			
C	\$1,033	\$1,392	\$1,750	\$2,107	\$2,466	\$2,824	\$3,182	\$3,540	\$3,898	\$4,256	\$4,615	\$4,972	\$5,330	\$0.45	\$0.70	\$0.95
	\$1,040	\$1,410	\$1,780	\$2,151	\$2,521	\$2,891	\$3,261	\$3,631	\$4,001	\$4,371	\$4,741	\$5,111	\$5,481			
D	\$1,061	\$1,430	\$1,797	\$2,165	\$2,533	\$2,901	\$3,268	\$3,637	\$4,004	\$4,372	\$4,740	\$5,108	\$5,475	\$0.70	\$0.95	\$1.20
	\$1,069	\$1,449	\$1,829	\$2,209	\$2,589	\$2,969	\$3,350	\$3,730	\$4,110	\$4,490	\$4,870	\$5,250	\$5,631			
E	\$1,091	\$1,470	\$1,848	\$2,225	\$2,604	\$2,982	\$3,360	\$3,739	\$4,116	\$4,494	\$4,873	\$5,251	\$5,629	\$0.95	\$1.20	\$1.45
	\$1,099	\$1,489	\$1,880	\$2,271	\$2,662	\$3,053	\$3,443	\$3,834	\$4,225	\$4,616	\$5,007	\$5,397	\$5,788			
F	\$1,121	\$1,510	\$1,898	\$2,286	\$2,675	\$3,063	\$3,451	\$3,841	\$4,229	\$4,617	\$5,006	\$5,394	\$5,782	\$1.20	\$1.45	\$1.70
	\$1,129	\$1,530	\$1,931	\$2,333	\$2,734	\$3,136	\$3,537	\$3,939	\$4,340	\$4,742	\$5,143	\$5,544	\$5,946			
G	\$1,152	\$1,552	\$1,951	\$2,350	\$2,750	\$3,149	\$3,548	\$3,948	\$4,347	\$4,746	\$5,146	\$5,545	\$5,944	\$1.45	\$1.70	\$1.95
	\$1,160	\$1,573	\$1,985	\$2,398	\$2,811	\$3,224	\$3,636	\$4,049	\$4,462	\$4,874	\$5,287	\$5,700	\$6,112			
H	\$1,183	\$1,594	\$2,004	\$2,414	\$2,825	\$3,235	\$3,645	\$4,056	\$4,465	\$4,875	\$5,286	\$5,696	\$6,106	\$1.70	\$1.95	\$2.20
	\$1,192	\$1,616	\$2,040	\$2,464	\$2,887	\$3,311	\$3,735	\$4,159	\$4,583	\$5,007	\$5,431	\$5,855	\$6,279			
I	\$1,217	\$1,639	\$2,060	\$2,482	\$2,904	\$3,325	\$3,747	\$4,169	\$4,590	\$5,012	\$5,434	\$5,855	\$6,277	\$1.95	\$2.20	\$2.45
	\$1,225	\$1,661	\$2,097	\$2,532	\$2,968	\$3,404	\$3,840	\$4,276	\$4,711	\$5,147	\$5,583	\$6,019	\$6,455			
J	\$1,250	\$1,684	\$2,116	\$2,549	\$2,983	\$3,416	\$3,849	\$4,283	\$4,715	\$5,148	\$5,582	\$6,015	\$6,448	\$2.20	\$2.45	\$2.70
	\$1,258	\$1,706	\$2,154	\$2,601	\$3,049	\$3,497	\$3,944	\$4,392	\$4,840	\$5,287	\$5,735	\$6,183	\$6,630			
K	\$1,285	\$1,731	\$2,176	\$2,621	\$3,067	\$3,512	\$3,956	\$4,403	\$4,847	\$5,292	\$5,739	\$6,183	\$6,628	\$2.45	\$2.70	\$2.95
	\$1,294	\$1,754	\$2,214	\$2,674	\$3,135	\$3,595	\$4,055	\$4,515	\$4,975	\$5,436	\$5,896	\$6,356	\$6,816			
L	\$1,320	\$1,778	\$2,235	\$2,692	\$3,150	\$3,607	\$4,064	\$4,523	\$4,980	\$5,437	\$5,895	\$6,352	\$6,809	\$2.70	\$2.95	\$3.20
	\$1,329	\$1,802	\$2,274	\$2,747	\$3,220	\$3,693	\$4,165	\$4,638	\$5,111	\$5,584	\$6,056	\$6,529	\$7,002			
M	\$1,357	\$1,828	\$2,298	\$2,767	\$3,238	\$3,708	\$4,178	\$4,649	\$5,119	\$5,589	\$6,060	\$6,530	\$6,999	\$2.95	\$3.20	\$3.45
	\$1,366	\$1,852	\$2,338	\$2,824	\$3,310	\$3,796	\$4,282	\$4,768	\$5,254	\$5,740	\$6,226	\$6,712	\$7,198			
N	\$1,394	\$1,878	\$2,360	\$2,843	\$3,327	\$3,809	\$4,292	\$4,776	\$5,258	\$5,741	\$6,225	\$6,707	\$7,190	\$3.20	\$3.45	\$3.70
	\$1,403	\$1,903	\$2,402	\$2,901	\$3,400	\$3,899	\$4,399	\$4,898	\$5,397	\$5,896	\$6,395	\$6,895	\$7,394			
O	\$1,433	\$1,930	\$2,426	\$2,922	\$3,420	\$3,916	\$4,412	\$4,910	\$5,406	\$5,902	\$6,399	\$6,895	\$7,391	\$3.45	\$3.70	\$3.95
	\$1,443	\$1,956	\$2,469	\$2,982	\$3,495	\$4,009	\$4,522	\$5,035	\$5,548	\$6,061	\$6,575	\$7,088	\$7,601			
P	\$1,472	\$1,983	\$2,492	\$3,002	\$3,513	\$4,023	\$4,532	\$5,043	\$5,553	\$6,062	\$6,574	\$7,083	\$7,593	\$3.70	\$3.95	\$4.20
	\$1,482	\$2,009	\$2,536	\$3,063	\$3,591	\$4,118	\$4,645	\$5,172	\$5,699	\$6,226	\$6,754	\$7,281	\$7,808			

Monthly Income According to Family Size															Unit Fee Based on Number of Children in Care		
Level	1	2	3	4	5	6	7	8	9	10	11	12	13+	1	2	3 or more	
4	Q	<u>\$1,513</u> <u>\$1,523</u>	<u>\$2,038</u> <u>\$2,065</u>	<u>\$2,562</u> <u>\$2,607</u>	<u>\$3,086</u> <u>\$3,149</u>	<u>\$3,611</u> <u>\$3,691</u>	<u>\$4,135</u> <u>\$4,233</u>	<u>\$4,659</u> <u>\$4,775</u>	<u>\$5,184</u> <u>\$5,317</u>	<u>\$5,708</u> <u>\$5,859</u>	<u>\$6,232</u> <u>\$6,401</u>	<u>\$6,758</u> <u>\$6,943</u>	<u>\$7,281</u> <u>\$7,485</u>	<u>\$7,805</u> <u>\$8,027</u>	\$3.95	\$4.20	\$4.45
	R	<u>\$1,554</u> <u>\$1,565</u>	<u>\$2,094</u> <u>\$2,122</u>	<u>\$2,632</u> <u>\$2,678</u>	<u>\$3,170</u> <u>\$3,235</u>	<u>\$3,710</u> <u>\$3,792</u>	<u>\$4,248</u> <u>\$4,348</u>	<u>\$4,786</u> <u>\$4,905</u>	<u>\$5,326</u> <u>\$5,462</u>	<u>\$5,864</u> <u>\$6,018</u>	<u>\$6,402</u> <u>\$6,575</u>	<u>\$6,942</u> <u>\$7,132</u>	<u>\$7,480</u> <u>\$7,689</u>	<u>\$8,018</u> <u>\$8,245</u>	\$4.20	\$4.45	\$4.70
	S	<u>\$1,598</u> <u>\$1,609</u>	<u>\$2,152</u> <u>\$2,181</u>	<u>\$2,706</u> <u>\$2,753</u>	<u>\$3,259</u> <u>\$3,326</u>	<u>\$3,814</u> <u>\$3,898</u>	<u>\$4,367</u> <u>\$4,470</u>	<u>\$4,920</u> <u>\$5,042</u>	<u>\$5,475</u> <u>\$5,615</u>	<u>\$6,028</u> <u>\$6,187</u>	<u>\$6,581</u> <u>\$6,759</u>	<u>\$7,136</u> <u>\$7,332</u>	<u>\$7,689</u> <u>\$7,904</u>	<u>\$8,242</u> <u>\$8,476</u>	\$4.45	\$4.70	\$4.95
	T	<u>\$1,641</u> <u>\$1,653</u>	<u>\$2,211</u> <u>\$2,240</u>	<u>\$2,779</u> <u>\$2,828</u>	<u>\$3,348</u> <u>\$3,416</u>	<u>\$3,917</u> <u>\$4,004</u>	<u>\$4,486</u> <u>\$4,592</u>	<u>\$5,054</u> <u>\$5,180</u>	<u>\$5,624</u> <u>\$5,768</u>	<u>\$6,192</u> <u>\$6,355</u>	<u>\$6,760</u> <u>\$6,943</u>	<u>\$7,330</u> <u>\$7,531</u>	<u>\$7,899</u> <u>\$8,119</u>	<u>\$8,467</u> <u>\$8,707</u>	\$4.70	\$4.95	\$5.20
	U	<u>\$1,687</u> <u>\$1,699</u>	<u>\$2,273</u> <u>\$2,303</u>	<u>\$2,857</u> <u>\$2,907</u>	<u>\$3,441</u> <u>\$3,512</u>	<u>\$4,027</u> <u>\$4,116</u>	<u>\$4,611</u> <u>\$4,720</u>	<u>\$5,196</u> <u>\$5,325</u>	<u>\$5,781</u> <u>\$5,929</u>	<u>\$6,366</u> <u>\$6,533</u>	<u>\$6,950</u> <u>\$7,138</u>	<u>\$7,536</u> <u>\$7,742</u>	<u>\$8,120</u> <u>\$8,346</u>	<u>\$8,704</u> <u>\$8,951</u>	\$4.95	\$5.20	\$5.45
	V	<u>\$1,733</u> <u>\$1,745</u>	<u>\$2,335</u> <u>\$2,366</u>	<u>\$2,935</u> <u>\$2,987</u>	<u>\$3,535</u> <u>\$3,607</u>	<u>\$4,137</u> <u>\$4,228</u>	<u>\$4,737</u> <u>\$4,849</u>	<u>\$5,337</u> <u>\$5,470</u>	<u>\$5,939</u> <u>\$6,091</u>	<u>\$6,539</u> <u>\$6,711</u>	<u>\$7,139</u> <u>\$7,332</u>	<u>\$7,741</u> <u>\$7,953</u>	<u>\$8,341</u> <u>\$8,574</u>	<u>\$8,941</u> <u>\$9,195</u>	\$5.20	\$5.45	\$5.70
	W	<u>\$1,782</u> <u>\$1,794</u>	<u>\$2,400</u> <u>\$2,432</u>	<u>\$3,017</u> <u>\$3,070</u>	<u>\$3,634</u> <u>\$3,708</u>	<u>\$4,253</u> <u>\$4,347</u>	<u>\$4,870</u> <u>\$4,985</u>	<u>\$5,486</u> <u>\$5,623</u>	<u>\$6,105</u> <u>\$6,261</u>	<u>\$6,722</u> <u>\$6,899</u>	<u>\$7,339</u> <u>\$7,537</u>	<u>\$7,958</u> <u>\$8,176</u>	<u>\$8,574</u> <u>\$8,814</u>	<u>\$9,191</u> <u>\$9,452</u>	\$5.45	\$5.70	\$5.95
	X	<u>\$1,830</u> <u>\$1,843</u>	<u>\$2,466</u> <u>\$2,498</u>	<u>\$3,099</u> <u>\$3,154</u>	<u>\$3,733</u> <u>\$3,809</u>	<u>\$4,369</u> <u>\$4,465</u>	<u>\$5,002</u> <u>\$5,121</u>	<u>\$5,636</u> <u>\$5,776</u>	<u>\$6,271</u> <u>\$6,432</u>	<u>\$6,905</u> <u>\$7,087</u>	<u>\$7,539</u> <u>\$7,743</u>	<u>\$8,174</u> <u>\$8,398</u>	<u>\$8,808</u> <u>\$9,054</u>	<u>\$9,442</u> <u>\$9,709</u>	\$5.70	\$5.95	\$6.20
	Y	<u>\$1,881</u> <u>\$1,894</u>	<u>\$2,535</u> <u>\$2,568</u>	<u>\$3,186</u> <u>\$3,242</u>	<u>\$3,838</u> <u>\$3,916</u>	<u>\$4,491</u> <u>\$4,590</u>	<u>\$5,142</u> <u>\$5,264</u>	<u>\$5,794</u> <u>\$5,938</u>	<u>\$6,447</u> <u>\$6,612</u>	<u>\$7,098</u> <u>\$7,286</u>	<u>\$7,750</u> <u>\$7,960</u>	<u>\$8,403</u> <u>\$8,633</u>	<u>\$9,055</u> <u>\$9,307</u>	<u>\$9,706</u> <u>\$9,981</u>	\$5.95	\$6.20	\$6.45
	Z	<u>\$1,933</u> <u>\$1,946</u>	<u>\$2,604</u> <u>\$2,638</u>	<u>\$3,273</u> <u>\$3,331</u>	<u>\$3,942</u> <u>\$4,023</u>	<u>\$4,613</u> <u>\$4,715</u>	<u>\$5,282</u> <u>\$5,407</u>	<u>\$5,952</u> <u>\$6,100</u>	<u>\$6,623</u> <u>\$6,792</u>	<u>\$7,292</u> <u>\$7,484</u>	<u>\$7,961</u> <u>\$8,176</u>	<u>\$8,632</u> <u>\$8,869</u>	<u>\$9,301</u> <u>\$9,561</u>	<u>\$9,970</u> <u>\$10,253</u>	\$6.20	\$6.45	\$6.70
	AA	<u>\$1,987</u> <u>\$2,001</u>	<u>\$2,677</u> <u>\$2,712</u>	<u>\$3,364</u> <u>\$3,424</u>	<u>\$4,052</u> <u>\$4,135</u>	<u>\$4,742</u> <u>\$4,847</u>	<u>\$5,430</u> <u>\$5,559</u>	<u>\$6,118</u> <u>\$6,270</u>	<u>\$6,808</u> <u>\$6,982</u>	<u>\$7,496</u> <u>\$7,694</u>	<u>\$8,184</u> <u>\$8,405</u>	<u>\$8,874</u> <u>\$9,117</u>	<u>\$9,562</u> <u>\$9,829</u>	<u>\$10,250</u> <u>\$10,540</u>	\$6.45	\$6.70	\$6.95
	BB	\$4,000	\$5,000	\$6,000	\$7,000	\$8,000	\$9,000	\$9,000	\$9,000	\$9,000	\$9,500	\$10,000	\$10,500	\$11,500	\$6.70	\$6.95	\$7.20

[Filed 4/11/18, effective 7/1/18]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 5/9/18.